

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial Number: 10/031,261
Filing Date: October 26, 2001
Title: Medicament Carrier

Attorney Docket: PG3694USW
Group Unit

Box PCT
Assistant Commissioner of Patents
Washington, D.C. 20231
Attention: PCT Legal Staff

STATUS INQUIRY

This is a status inquiry for the 371 application, US serial number 10/031,261 filed October 26, 2001 and a quest to find the solution for the following situation.

The priority case relating to the above case was serial number 9909357.7 and was filed in the United Kingdom on 24 April 1999. The PCT International Application relating to this case, PCT/EP00/03518 was filed on 19 April 2000. The due date for filing the 371 application in the United States should have been **24 October 2001** but because of our database error this application was filed on **26 October 2001** instead. Plus, when we received the post card back from the USPTO, it was stamped with serial number 10/031/261 but dated 21 October 2001; five days earlier than we actually filed the application.

We had been expecting a Notice of Abandonment from the USPTO but because of the 21 October 2001 filing date we received from the USPTO, our guess is that it was never picked up.

We did call the PCT Help Desk for guidance on how to remedy this situation and it was suggested that we send in the Petition for Revival of International App Designating the US Unintentionally Abandoned under 37 CFR 1.137(b) to the PCT Legal Staff but as of today have not received a response. We did call Carol Bidwell today in the PCT Legal Staff Department and she said the case is now in the Technology Center 3720.


Today, we are faxing this document to the PCT Legal Staff and to the Technology Center 3700 and ask how we may proceed to remedy this problem. Not sure if sending a true copy of the Petition to Revive will accomplish anything when the USPTO is not aware that there is a problem.

Please contact Elaine Martens for required paperwork at 919-483-2252 or fax 919-483-7988

PLEASE CONFIRM RECEIPT OF THIS DOCUMENT TO 919-483-7988.

Thank you,

Sincerely,


James P. Riek
Attorney of Record
GlaxoSmithKline
Corporate Intellectual Property Department
Five Moore Drive, PO Box 13398
Research Triangle Park, NC 27709
Telephone: 919-483-8022

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